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Attorney for Defendant  
EVERLY JAMES

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \* \* \*

UNITED STATES OF AMERICA,

CASE NO. 2:17-cr-00180-JAD-PAL

Plaintiff,

vs.

EVERLY JAMES

**STIPULATION TO CONTINUE THE  
REPLY TO THE GOVERNMENT'S  
RESPONSE (ECF No. 278) TO  
DEFENDANT'S MOTION TO DISMISS  
(ECF No. 267)(Second Request)**

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Frank Coumou, Assistant United States Attorney, and Everly James, by and through his attorney, Christopher R. Oram, that the Reply to the Government's Response to Defendant's Motion to Dismiss, currently due on Wednesday, March 14, 2018, be continued for seven (7) days, until March 21, 2018, for the following reasons:

1. Counsel for the Defendant requires additional time to draft a Reply to the Government's Response and to discuss the Government's Response and the Reply with the Defendant. Counsel also requires additional time to draft the Reply as he is simultaneously drafting an Opening Brief in a capital murder case before the Nevada Supreme Court which is due on March 19, 2018.

2. The defendant is in custody and does not object to this stipulation.

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1           3. Denial of this request could result in a miscarriage of justice because it prevents  
2 counsel for the Defendant from having meaningful discussions with the Defendant concerning  
3 the Reply.

4           4. This is the second request to continue the Reply to the Government's Response to  
5 Defendant's Motion to Dismiss.

6  
7           /s/ Frank Coumou   03/13/2018

8           FRANK COUMOU   DATE

9           Assistant United States Attorney

/s/ Christopher R. Oram   03/13/2018

          CHRISTOPHER R. ORAM   DATE

          Counsel for Defendant E. James

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1 Based upon the pending Stipulation of the parties, and good cause appearing therefore,  
2 the Court finds that:

3 1. Counsel for the Defendant requires additional time to draft a Reply to the  
4 Government's Response and to discuss the Government's Response and the Reply with the  
5 Defendant. Counsel also requires additional time to draft the Reply as he is simultaneously  
6 drafting an Opening Brief in a capital murder case before the Nevada Supreme Court which is  
7 due on March 19, 2018.

8 2. The defendant is in custody and does not object to this stipulation.

9 3. Denial of this request could result in a miscarriage of justice because it prevents  
10 counsel for the Defendant from having meaningful discussions with the Defendant concerning  
11 the Reply.

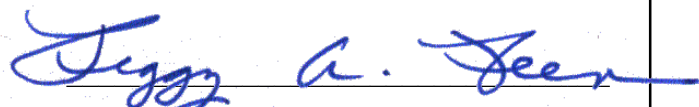
12 4. This is the second request to continue the Reply to the Government's Response to  
13 Defendant's Motion to Dismiss.

14 For all of the above-stated reasons, the end of justice would best be served by a seven (7)  
15 day continuance of the deadline for the Defendant to file his Reply to the Government's  
16 Response to Defendant's Motion to Dismiss.  
17

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19  
20 **ORDER**

21 IT IS ORDERED that the Defendant's deadline to respond to the Government's  
22 Response to Defendant's Motion to Dismiss, currently scheduled for March 14, 2018, be  
23 vacated and continued to March 21, 2018.

24 DATED this 21st day of March, 2018.

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26 

27 THE HONORABLE PEGGY A. LEEN  
28 United States Magistrate Judge